

THE HONORABLE BENJAMIN H. SETTLE

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

COMMANDER EMILY SHILLING, et al.,

Plaintiffs,

v.

DONALD J. TRUMP, in his official capacity as  
President of the United States; et al.,

Defendants.

No. 2:25-cv-241-BHS

AMENDED [PROPOSED] ORDER  
GRANTING PLAINTIFFS' MOTION  
FOR PRELIMINARY INJUNCTION

1 Having considered the Plaintiffs' Motion for a Preliminary Injunction, the memorandum  
 2 in support, and the entire record herein, and having otherwise been fully advised, the Court finds  
 3 there is good cause to **GRANT** the motion and hereby **ORDERS** as follows:

4 The Court may issue a preliminary injunction when a plaintiff establishes that "he is likely  
 5 to succeed on the merits, that he is likely to suffer irreparable harm in the absence of preliminary  
 6 relief, that the balance of equities tips in his favor, and that an injunction is in the public interest."  
 7 *Winter v. Nat. Res. Def. Council, Inc.*, 555 U.S. 7, 20 (2008). The Court finds that Plaintiffs have  
 8 carried their burden to satisfy each of those factors and that immediate relief is appropriate.

9 Therefore, it is hereby **ORDERED** that Plaintiffs' request for a Preliminary Injunction is  
 10 **GRANTED**.

11 It is **FURTHER ORDERED** that Defendants Peter Hegseth, in his official capacity as  
 12 Secretary of Defense; United States Department of Defense; Mark Averill, in his official capacity  
 13 as Acting Secretary of the Army; United States Department of the Army; Terence Emmert, in his  
 14 official capacity as Acting Secretary of the Navy; United States Department of the Navy; Gary  
 15 Ashworth, in his official capacity as Acting Secretary of the Air Force; United States Department  
 16 of the Air Force; and their subagencies, agents, employees, representatives, successors, and any  
 17 other person or entity subject to their control or acting directly or indirectly in concert with them,  
 18 are enjoined from implementing, administering, or enforcing Executive Order No. 14183 and  
 19 related guidance and directives, including: (1) any separation, discharge, adverse action,  
 20 retaliation; and (2) any denial of promotion, reenlistment, continuation of service, accession,  
 21 appointment, or medically indicated transition-related health care on a timely basis, on the basis  
 22 that an individual is transgender or has a history of gender dysphoria;

23 It is **FURTHER ORDERED** that Plaintiffs Emily Shilling, Blake Dremann, Geirid  
 24 Morgan, Cathrine Schmid, Jane Doe, Videl Leins, Sierra Moran, and transgender active-duty  
 25 members of Plaintiff Gender Justice League may not be separated or discharged from the military,  
 26 denied reenlistment, demoted, denied promotion, denied medically indicated transition-related

1 health care on a timely basis, or otherwise receive adverse treatment, differential terms of service,  
 2 or disruption of their status quo, on the basis that they are transgender or have a history of gender  
 3 dysphoria;

4 It is **FURTHER ORDERED** that the applications of Plaintiffs Emily Shilling, Blake  
 5 Dremann, and any transgender active-duty member of Plaintiff Gender Justice League who has  
 6 applied for voluntary separation, including under the Temporary Early Retirement Authority  
 7 (TERA), pursuant to Executive Order No. 14183 and any related guidance and directives, be held  
 8 in abeyance; that such servicemembers not be placed in administrative non-deployable status; and  
 9 that any chosen separation or retirement date pursuant to such applications be tolled during the  
 10 pendency of this case;

11 It is **FURTHER ORDERED** that provided that he otherwise meets applicable standards  
 12 for accession, Plaintiff Matthew Medina may not be denied the opportunity to accede to military  
 13 service on the basis of transgender status, including a history of gender dysphoria, and once  
 14 enlisted, may not be denied promotion, reenlistment, medically indicated transition-related health  
 15 care on a timely basis, or any other equal terms of service on the basis that he is transgender; and

16 It is **FURTHER ORDERED** that provided that they otherwise meet applicable standards  
 17 for accession, transgender members of Plaintiff Gender Justice League who are not active-duty  
 18 members of the armed forces, but have taken concrete steps to join the armed forces, may not be  
 19 denied the opportunity to accede to military service on the basis of transgender status, including a  
 20 history of gender dysphoria, and once enlisted, may not be denied promotion, reenlistment,  
 21 medically indicated transition-related health care on a timely basis, or any other equal terms of  
 22 service on the basis that they are transgender.

1 DATED this \_\_\_\_ day of \_\_\_\_\_, 2025.

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5 Honorable Benjamin H. Settle  
6 United States District Court Judge  
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1 DATED: March 25, 2025

2 *Presented by:*

3  
4 By: s/ Matthew P. Gordon  
5 Matthew P. Gordon, WSBA No. 41128  
6 MGordon@perkinscoie.com

7 By: s/ Abdul Kallon  
8 Abdul Kallon, WSBA No. 60719  
9 AKallon@perkinscoie.com

10 **Perkins Coie LLP**  
11 1201 Third Avenue, Suite 4900  
12 Seattle, Washington 98101-3099  
13 Telephone: 206.359.8000  
14 Facsimile: 206.359.9000

15 By: s/ Omar Gonzalez-Pagan  
16 Omar Gonzalez-Pagan (*pro hac vice*)  
17 ogonzalez-pagan@lambdalegal.org

18 **Lambda Legal Defense and Education Fund, Inc.**  
19 120 Wall Street, 19th Floor  
20 New York, NY. 10005-3919  
21 Telephone: 212.809.8585  
22 Facsimile: 855.535.2236

23 *Attorneys for Plaintiffs*

24 Danielle Sivalingam (*pro hac vice*)  
25 Perkins Coie LLP  
26 505 Howard Street, Suite 1000  
San Francisco, CA 94105-3204  
Telephone: 415.344.7000  
Facsimile: 415.344.7050  
Email: DSivalingam@perkinscoie.com

Mary Grace Thurmon (*pro hac vice*)  
Bo Yan Moran (*pro hac vice*)  
Perkins Coie LLP  
3150 Porter Drive  
Palo Alto, CA 94304-1212  
Telephone: 650.838.4300

Facsimile: 650.838.4350  
Email: MThurmon@perkinscoie.com  
Email: BMoran@perkinscoie.com

Gabriella Romanos Abihabib (*pro hac vice*)  
Perkins Coie LLP  
1155 Avenue of the Americas, 22nd Floor  
New York, NY 10036-2711  
Telephone: 212.262.6900  
Facsimile: 212.977.1649  
Email: GRomanos@perkinscoie.com

*Attorneys for Plaintiffs*

Sasha Buchert (*pro hac vice*)  
Lambda Legal Defense and Education Fund, Inc.  
815 16th St. NW, Suite 4140  
Washington, DC 20006  
Telephone: 202.804.6245  
Facsimile: 855.535.2236  
Email: SBuchert@lambdalegal.org

Jennifer C. Pizer (*pro hac vice*)  
Lambda Legal Defense and Education Fund, Inc.  
800 South Figueroa Street, Suite 1260  
Los Angeles, CA 90017  
Telephone: 213.382.7600  
Facsimile: 855.535.2236  
Email: JPizer@lambdalegal.org

Camilla B. Taylor (*pro hac vice*)  
Kenneth Dale Upton, Jr. (*pro hac vice*)  
Lambda Legal Defense and Education Fund, Inc.  
3656 N Halsted St.  
Chicago, IL 60613  
Telephone: 312.663.4413  
Facsimile: 855.535.2236  
Email: CTaylor@lambdalegal.org  
Email: KUpton@lambdalegal.org

Kell Olson (*pro hac vice*)  
Lambda Legal Defense and Education Fund, Inc.  
3849 E Broadway Blvd, #136  
Tucson, AZ 85716

1 Telephone: 323.370.6915  
2 Facsimile: 855.535.2236  
3 Email: KOlson@lambdalegal.org

4 *Attorneys for Plaintiffs*

5 Sarah Warbelow (*pro hac vice*)  
6 Cynthia Weaver (*pro hac vice*)  
7 Ami Patel (*pro hac vice*)  
8 Human Rights Campaign Foundation  
9 1640 Rhode Island Ave. N.W.  
10 Washington, DC 20036  
11 Telephone: 202.527.3669  
12 Facsimile: 202.347.5323  
13 Email: Sarah.Warbelow@hrc.org  
14 Email: Cynthia.Weaver@hrc.org  
15 Email: Ami.Patel@hrc.org

16 *Attorneys for Plaintiffs*